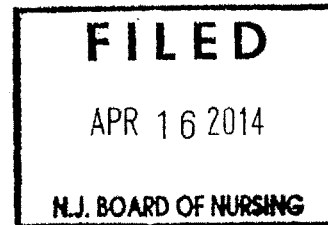


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STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
BOARD OF NURSING

IN THE MATTER OF THE APPLICATION :	
FOR LICENSURE OF :	Administrative Action
:	
SHELLY SAINI :	CONSENT ORDER
NP 07113900 :	
TO PRACTICE NURSING :	
IN THE STATE OF NEW JERSEY :	
_____ :	

This matter was opened to the New Jersey State Board of Nursing ("Board") upon receipt of Shelly Saini's application for licensure by examination as a Licensed Practical Nurse, including a certification and authorization form for a criminal history background check, dated August 6, 2013. Upon review of the results of the criminal history background check, the Board ascertained that the applicant was arrested on October 31, 1996, by members of the Vineland Police Department and charged with violating N.J.S.A. 2C:12-1 (Assault), and N.J.S.A. 2C:18-2

(Burglary). On February 20, 1997, the applicant was found not guilty of Assault, guilty of a downgraded charge of violating N.J.S.A. 2C:18-3B (Defiant Trespasser) and assessed fines and costs totaling four hundred and fifty-five dollars (\$455).

The applicant failed to disclose this arrest and conviction on her application for licensure, answering "No" to question 14 on the license application which asked if she had ever been arrested, "No" to question 15 which asked if she had ever been convicted, and "No" to question 6 on the certification/authorization form for a criminal history background check which asked whether she had ever been arrested and/or convicted.

After the Board contacted the applicant with the results of the criminal history background check, she responded by letter explaining that she had checked "No" on the application because she had forgotten about the incident. It happened seventeen years ago and the applicant claimed a lot has taken place in her life which dwarfed this incident and made it forgettable. The applicant nonetheless acknowledged the arrest and conviction and stated that it involved a scuffle wherein she attempted to protect her younger brother while he was involved in an altercation with his girlfriend's father. The applicant

maintained that all three people received the same charges and outcome and that she has not been involved in any other criminal matter since that time.

The Board finds that the applicant used dishonesty, deception, or misrepresentation in not disclosing her arrest and conviction on her application form and criminal history background check, which constitutes a violation of N.J.S.A. 45:1-21(b).

The Board having reviewed this matter, and having considered the nature and timing of the above conduct, and the parties desiring to resolve this matter, and the Board having determined that the within Order is sufficiently protective of the public, in lieu of further proceedings, and for other good cause shown;

IT IS on this 16<sup>th</sup> day of April, 2014

HEREBY ORDERED AND AGREED that:

1. Shelly Saini's application for licensure as a Licensed Practical Nurse shall be granted upon successful completion of the National Council Licensure Examination for Practical Nurses (NCLEX-PN) and fulfilling all other requirements for licensure.

2. A civil penalty in the amount of five hundred dollars (\$500) is hereby imposed upon the applicant for failing to disclose her arrest and conviction on her application and

certification/authorization for a criminal history background check. Payment shall be in the form of a certified check or money order made payable to the "State of New Jersey," and shall be submitted contemporaneously with this signed Order.

3. The applicant shall obey all the laws of the State of New Jersey, the United States and their political subdivisions, as well as all regulations, rules or laws pertaining to the practice of nursing in any State or jurisdiction in which she practices nursing.

NEW JERSEY STATE BOARD OF NURSING



By: \_\_\_\_\_

Patricia Murphy, PhD, APN  
Board President

I have read and understand  
the within Consent Order  
and agree to be bound by  
its terms.



Shelly Saini